IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

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ORDER OF COURT

AND NOW, this 16th day of October, 2006, upon consideration of Plaintiff's MOTION

TO REOPEN CASE AND SCHEDULE TRIAL ON THE ISSUE OF DAMAGES (Document

No. 94) and DEFENDANTS' ANSWER TO PLAINTIFF'S MOTION TO REOPEN CASE

AND SCHEDULE TRIAL ON THE ISSUE OF DAMAGES (Document No. 95), it is

ORDERED that jury selection and trial on the issue of damages in the above captioned action is
hereby scheduled as follows:

- 1. A pretrial conference and hearing/argument regarding admissibility of damages evidence on **Monday**, **October 30**, **2006 at 9:00 A.M.**;
- Jury selection and opening statements of counsel on Thursday, November 2,
 2006 at 9:00 A.M.;
- Presentation of witness testimony and evidence beginning on Monday,
 November 6, 2006 at 9:00 A.M.; and,

4. A non-jury hearing on the issue of attorney fees and costs is tentatively scheduled on **Tuesday, November 21, 2006 at 9:00 A.M.**, before the undersigned.

BY THE COURT:

s/ Terrence F. McVerry
United States District Court Judge

cc: Timothy C. Leventry, Esquire Email: <u>tleventry@lhrklaw.com</u> Forrest B. Fordham, III, Esquire Email: <u>ffordhamlaw@aol.com</u>

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